

1 KEKER & VAN NEST, LLP
2 ROBERT A. VAN NEST - # #84065
3 JAN N. LITTLE - #100029
4 MICHAEL D. CELIO - #197998
710 Sansome Street
San Francisco, CA 94111-1704
Telephone: (415) 391-5400
Facsimile: (415) 397-7188

6 Attorneys for Defendants
7 ELECTRONIC ARTS, INC., BRUCE McMILLAN,
8 JOEL LINZNER, WARREN C. JENSON,
GERHARD FLORIN, LAWRENCE F. PROBST, III,
DON A. MATTRICK, NANCY L. SMITH, and
J. RUSSELL RUEFF, JR.

ADDITIONAL COUNSEL LISTED ON SIGNATURE PAGE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BARRY BAKER, Individually and On Behalf of All Others Similarly Situated, Plaintiff, v. Case No. C 05-01219 MMC
STIPULATION AND ~~PROPOSED~~ ORDER TO CONSOLIDATE RELATED ACTIONS AND ESTABLISH BRIEFING SCHEDULE

ELECTRONIC ARTS, INC., WARREN C. JENSON, and LAWRENCE F. PROBST, III,)
Defendants.)
Judge: Maxine M. Chesney

DANIEL TAUBENFELD, Individually and
On Behalf of All Others Similarly Situated, } Case No. CV 05-01325 MHP
Plaintiff }
} CLASS ACTION

ELECTRONIC ARTS, INC., WARREN C.
JENSON, and LAWRENCE F. PROBST, III,
Defendants.

1 DANIEL SWANTKO, On Behalf of Himself and)
2 All Others Similarly Situated,) Case No. C-05-01527 MJJ
3 Plaintiff,)) CLASS ACTION
4)
5 vs.)
6 ELECTRONIC ARTS, INC., BRUCE McMILLAN,)
7 JOEL LINZNER, LAWRENCE F. PROBST, III,)
8 GERHARD FLORIN, WARREN C. JENSON,)
9 DON A. MATTRICK, NANCY L. SMITH, and J.)
RUSSELL RUEFF, JR.,)
Defendants.)
10)
11 ELTON SIMPSON, Individually and on Behalf of) Case No. C-05-1616 JSW
12 All Others Similarly Situated,)
13 Plaintiff,) CLASS ACTION
14 vs.)
15 ELECTRONIC ARTS, INC., LAWRENCE)
PROBST, III, and WARREN JENSON,)
16 Defendants.)
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20
21 Pursuant to FRCivP 16(e) and 42(a), Civil L.R. 16-8(b), and Manual for Complex
22 Litigation, Third §§ 21.12, 21.21 and 33.3 (1995), the parties stipulate, and the Court hereby
23 orders, as follows:
24

25 **CONSOLIDATION OF RELATED CASES**
26
27 STIPULATION AND ~~PROPOSED~~ ORDER TO CONSOLIDATE CASES
Case No. C 05-01219 MMC

1 previously has been found

2 1. Each of the actions listed on Exhibit A is related to *Barry Baker v. Electronic Arts*
3 ^A
4 *Inc., et al.*, Civil Case No. C 05-1219 MMC within the meaning of Civil L.R. 3-12. Pursuant to
5 FRCivP 42(a), these cases are hereby consolidated into Civil Action No. C 05-1219 MMC (the
6 "Consolidated Action") for pretrial proceedings before this Court. The Consolidated Action shall
7 be captioned: "In re Electronic Arts, Inc. Securities Litigation."

8 2. All related actions that are subsequently filed in, or transferred to, this District
9 shall be consolidated into the Consolidated Action for pretrial purposes. This Order shall apply
10 to every such related action, absent order of the Court. A party that objects to such consolidation,
11 or to any other provision of this Order, must file an application for relief from this Order within
12 thirty (30) days after the date on which a copy of the order is mailed to the party's counsel,
13 pursuant to Paragraph 7, *infra*.

14 3. This Order is entered without prejudice to the rights of any party to apply for
15 severance of any claim or action, for good cause shown.

16 **MASTER DOCKET AND CAPTION**

17 4. The docket in Civil Action No. C-05-1219 MMC shall constitute the Master
18 Docket for this action.

19 5. Every pleading filed in the Consolidated Action shall bear the following caption:

20 **UNITED STATES DISTRICT COURT**

21 **NORTHERN DISTRICT OF CALIFORNIA**

22 In re ELECTRONIC ARTS, INC.)
23 SECURITIES LITIGATION) Master File No. C-05-1219 MMC
24)
25)
26)
27) CLASS ACTION

STIPULATION AND ~~PROPOSED~~ ORDER TO CONSOLIDATE CASES
Case No. C 05-01219 MMC

1 This Document Relates To:)
2)
3)
4)

5 6. The file in Civil Action No. C-05-1219 MMC shall constitute the Master File for
6 every action in the Consolidated Action. When the document being filed pertains to all actions,
7 the phrase "All Actions" shall appear immediately after the phrase "This Documents Relates
8 To:". When a pleading applies only to some, not all, of the actions, the document shall list,
9 immediately after the phrase "This Documents Relates To:", the docket number for each
10 individual action to which the document applies, along with the last name of the first-listed
11 plaintiff in said action (e.g., "No. C-03-_____ (Doe))."

12 7. The parties shall file a Notice of Related Cases pursuant to Civil L.R. 3-12
13 whenever a case that should be consolidated into the Consolidated Action is filed in, or
14 transferred to, this District. If the Court determines that the case is related, the clerk shall:
15
16 a. place a copy of this Order in the separate file for such action;
17 b. serve on plaintiff's counsel in the new case a copy of this Order;
18 c. direct that this Order be served upon defendants in the new case; and
19 d. make the appropriate entry in the Master Docket.

20 **LEAD PLAINTIFF'S COUNSEL**

21 8. After the Court has designated a Lead Plaintiff and appointed Lead Counsel,
22 pursuant to 15 U.S.C. § 78u-4(a)(3)(B), Lead Counsel shall have the authority to speak for, and
23 enter into agreements on behalf of, plaintiffs in all matters regarding pretrial procedures,
24 discovery, and settlement negotiations on behalf of the proposed class. Lead Counsel shall
25
26

27 STIPULATION AND ~~PROPOSED~~ ORDER TO CONSOLIDATE CASES
Case No. C 05-01219 MMC

1 manage the prosecution of this litigation to avoid duplicative or unproductive activities. Lead
2 Counsel shall be responsible for coordination of all activities and appearances on behalf of
3 plaintiffs and for dissemination of notices and orders of this Court. Lead Counsel shall be
4 responsible for communications with the Court. Lead Counsel shall maintain a master service
5 list of all parties and counsel.
6

7 9. Defendants' counsel may rely upon agreements made with Lead Counsel. Such
8 agreements shall be binding on all plaintiffs and their counsel.
9

10 10. Any counsel of record for a party in the Consolidated Action who is not a member
11 of the Bar of this District is hereby admitted to practice pro hac vice in this action by virtue of the
12 Stipulation as so ordered.
13

PLEADINGS AND MOTIONS

14 11. Defendants are not required to respond to the complaint in any action consolidated
15 into the Consolidated Action, other than a consolidated complaint or a complaint designated as
16 the operative complaint after the designation of a Lead Plaintiff and the appointment of Lead
17 Counsel.
18

19 12. Lead Plaintiff shall file a consolidated complaint within sixty (60) days after the
20 Court enters the order designating the Lead Plaintiff, unless otherwise agreed upon by the parties
21 or per scheduling order of this Court. The consolidated complaint shall be the operative
22 complaint and shall supersede all complaints filed in any of the actions consolidated herein.
23

24 13. Defendants shall respond to the consolidated complaint within forty-five (45) days
25 after service, unless otherwise agreed upon by the parties or per scheduling order of this Court. If
26 defendants file any motions directed at the consolidated complaint, the opposition and reply
27

1 briefs shall be filed within sixty (60) days and seventy-five (75) days, respectively, of that
2 response, unless otherwise agreed upon by the parties or per scheduling order of this Court.
3

4 14. All case management conferences shall be rescheduled to take place after this
5 Court's resolution of any motions directed at the consolidated complaint, unless otherwise agreed
6 upon by the parties or per scheduling order of this Court.

7 15. The parties shall serve all papers on each other in accordance with Northern
8 District Local Rules by hand or by overnight delivery, and by facsimile, unless otherwise agreed
9 upon by the parties or per scheduling order of this Court. Notwithstanding the foregoing,
10 defendants may serve plaintiffs' counsel, other than Lead Plaintiff's Counsel, by first-class mail,
11 unless otherwise agreed upon by the parties.
12

13
14 Dated: April 26, 2005

15
16 By: 
17 Robert S. Green
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27
GREEN WELLING LLP
235 Pine Street, 15th Floor
San Francisco, California 94104
Telephone: (415) 477-6700
Facsimile: (415) 477-6710

Marc A. Topaz
Richard A. Maniskas
SCHIFFRIN & BARROWAY, LLP
280 King of Prussia Rd.
Radnor, PA 19087
Telephone: (610) 667-7706
Facsimile: (610) 667-7056

Attorneys for Plaintiff Baker

STIPULATION AND ~~PROPOSED~~ ORDER TO CONSOLIDATE CASES
Case No. C 05-01219 MMC

1
2 Dated: April 27, 2005

3 By: Karen M. McColloch

4 Jeff S. Westerman
5 Elizabeth P. Lin
6 Kristen McColloch
7 **MILBERG WEISS BERSHAD & SCHULMAN**
8 **LLP**
9 355 S. Grand Avenue, Suite 4170
10 Los Angeles, CA 90071
11 Telephone: (213) 617-1200
12 Facsimile: (213) 617-9185

13 *Attorneys for Plaintiff Taubmanfeld*

14
15 Dated: April _____, 2005

16 By: _____

17 LERACH COUGHLIN STOIA GELLER
18 RUDMAN & ROBBINS LLP
19 Patrick J. Coughlin
20 100 Pine Street, Suite 2600
21 San Francisco, CA 94111
22 Telephone: (415) 288-4545
23 Facsimile: (415) 288-4534
24 -end-

25 William S. Lerach
26 Darla J. Robbins
27 401 B Street, Suite 1600
San Diego, CA 92101
Telephone: (619) 231-1038
Facsimile: (619) 231-7423

28 *Attorneys for Plaintiff Swankos*

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37 STIPULATION AND ~~AND~~ ORDER TO CONSOLIDATE CASES
38 Case No. C 04-01219 MMC

1 Dated: April 2005
2

3 By: _____
4

5 Jeff S. Westerman
6 Elizabeth P. Lin
7 Kristen McCulloch
8 **MILBERG WEISS BERSHAD & SCHULMAN**
9 LLP
10 355 S. Grand Avenue, Suite 4170
11 Los Angeles, CA 90071
12 Telephone: (213) 617-1200
13 Facsimile: (213) 617-9185
14

15 *Attorneys for Plaintiff Taubensfeld*
16

17 Dated: April 27, 2005
18

19 By: PCJG
20

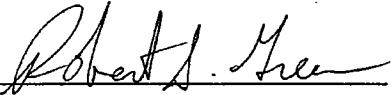
21 **LERACH COUGHLIN STOIA GELLER**
22 **RUDMAN & ROBBINS LLP**
23 Patrick J. Coughlin
24 100 Pine Street, Suite 2600
25 San Francisco, CA 94111
26 Telephone: (415) 288-4545
27 Facsimile: (415) 288-4534
-and-
William S. Lerach
Darten J. Robbins
401 B Street, Suite 1600
San Diego, CA 92101
Telephone: (619) 231-1058
Facsimile: (619) 231-7423
28

29 *Attorneys for Plaintiff Swantko*
30

31 STIPULATION AND ~~PROPOSED~~ ORDER TO CONSOLIDATE CASES
32 Case No. C 05-01219 MMC
33

34 7

1 Dated: April 26, 2005

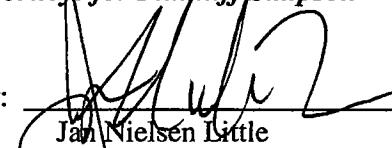
2 By: 
3 Robert S. Green

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GREEN WELLING LLP
235 Pine Street, 15th Floor
San Francisco, California 94104
Telephone: (415) 477-6700
Facsimile: (415) 477-6710

BRODSKY & SMITH, LLC
Two Bala Plaza, Suite 602
Bala Cynwyd, PA 19004
Telephone: (610) 667-6200
Facsimile: (610) 667-9029

Attorneys for Plaintiff Simpson

By: 
Jan Nielsen Little

KEKER & VAN NEST LLP
710 Sansome Street
San Francisco, CA 94111
Telephone: (415) 391-5400
Facsimile: (415) 397-7188

Attorneys for Defendants

ORDER

On the stipulation of the parties, and good cause appearing, IT IS SO ORDERED.
This consolidation order also applies to Wilson v. Electronic Arts, Inc., C-05-1648
MMC, which previously has been related to the above-titled actions.

DATED: May 10, 2005

STIPULATION AND ~~PROPOSED~~ ORDER TO CONSOLIDATE CASES
Case No. C 05-01219 MMC



Exhibit A

Related Cases

1. *Barry Baker v. Electronic Arts, Inc., et al.*, filed in the United States District Court for the Northern District of California on March 24, 2005, Case No. C-05-1219 MMC;
 2. *Daniel Taubenfeld v. Electronic Arts, Inc., et al.*, filed in the United States District Court for the Northern District of California on March 31, 2005, Case No. C-05-1325 MHP;
 3. *Daniel Swantko v. Electronic Arts, Inc., et al.*, filed in the United States District Court for the Northern District of California on April 13, 2005, Case No. C-05-1527 MJJ;
 4. *Elton Simpson v. Electronic Arts, Inc., et al.*, filed in the United States District Court for the Northern District of California on April 19, 2005, Case No. C-05-1616 JSW.
 5. *Wilson v. Electronic Arts, Inc., et al.*, filed in the United States District Court for the Northern District of California on April 20, 2005, Case No. C-05-1648 MMC.

STIPULATION AND ~~PROPOSED~~ ORDER TO CONSOLIDATE CASES
Case No. C 05-01219 MMC